

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JACOB M. BOSLEY,

Plaintiff,

v.

TRUCKEE POLICE DEPARTMENT,

Defendant.

Case No. 2:23-cv-2994-DJC-JDP (P)

ORDER

Plaintiff, a former inmate proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On March 24, 2025, the Magistrate Judge filed findings and recommendations herein which were served on Plaintiff, and which contained notice to Plaintiff that any objections to the findings and recommendations were to be filed within fourteen days. Plaintiff has not filed objections to the findings and recommendations.

The Court presumes that any findings of fact are correct. See *Orand v. United States*, 602 F.2d 207, 208 (9th Cir. 1979). The Magistrate Judge's conclusions of law are reviewed de novo. See *Robbins v. Carey*, 481 F.3d 1143, 1147 (9th Cir. 2007) (“[D]eterminations of law by the magistrate judge are reviewed de novo by both the district court and [the appellate] court . . .”). Having reviewed the file, the Court finds

1 the findings and recommendations to be supported by the record and by the proper
2 analysis.

3 Accordingly, IT IS HEREBY ORDERED that:

- 4 1. The findings and recommendations, filed March 24, 2025, are adopted in
5 full;
6 2. Plaintiff may proceed with the Fourth Amendment claims against Calahan
7 and Yarborough deemed cognizable in the findings and recommendations;
8 3. All other claims in the third amended complaint are DISMISSED; and
9 4. This matter is referred back to the assigned Magistrate Judge for all further
10 pretrial matters.

11 IT IS SO ORDERED.

12
13 Dated: **May 2, 2025**


Hon. Daniel J. Calabretta
UNITED STATES DISTRICT JUDGE